



ARIZONA BOARD OF ATHLETIC TRAINING  
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## REGULAR SESSION MEETING MINUTES

May 3, 2010

**Board Members Present:** Laurie White, ATC – Chairman  
Michael Nesbitt, ATC – Vice-Chair  
Jennifer Fadeley, Public Member

**Board Members Absent:** Aaron Nelson, ATC  
Vacant, Public Member

**Staff Present:** Wendy Hammon, Executive Director  
Christie Van Wormer, Administrative Assistant

**Legal Staff Present:** Montgomery Lee, Assistant Attorney General, by phone

### Call to order

The regularly scheduled meeting of the Arizona State Board of Athletic Training was called to order at 9:16 a.m. Chair, Laurie White presiding.

### Approval of minutes

#### **Meeting Minutes of April 5, 2010**

Michael Nesbitt moved to approve the minutes as amended. Jennifer Fadeley seconded the motion and it passed 3-0.

### Review Board Meeting Schedule

June 4, 2010, 8:30 a.m. in person  
July 12, 2010 9:00 a.m. (telephonic)

By unanimous agreement the June Board meeting was changed to June 4, 2010 and will commence at 8:30 a.m. rather than the normal 9:00 a.m. time. The July Board meeting will be held on July 12<sup>th</sup> due to the 4<sup>th</sup> of July holiday.

### Declaration of conflicts of Interest

Ms. White asked if anyone needed to declare a conflict of interest based on anything on the agenda. None of the Board members indicated that they needed to do so.

### **Initial Review of Complaints**

1. Board staff reported that there were no new complaints filed.

### **Discipline Status Report**

1. Tara Hodge – The Board attorney, Montgomery Lee is still working on a format for the next action that needs to occur with regard to Ms. Hodge.
2. Aaron Howard – Mr. Howard has paid his civil penalty and a reminder letter was sent.
3. Daniel Wright – Mr. Wright is on probation for a year so there is no update needed as there are no other requirements.
4. Theresa Doherty – Nothing additional has been heard from Ms. Doherty but the quarterly reminder letter was sent.
5. Lisa Gandolfi - Ms. Gandolfi has completed her education requirements and has indicated that she is sending the remainder of her civil penalty but as of the Board meeting it has not been received.
6. Michael McKenney – Mr. McKenney is continuing to finish his agreement requirements. His probation runs until 2011 so he still has time.
7. Teresa Balam – Ms. Balam has returned her consent agreement and has paid her civil penalty.
8. John Leonard – Mr. Leonard submitted continuing education requirements for his consent agreement. After review the documents provided the Board approved the class from the Institute for Continuing Education but could not approve the class from Rio Salado College due to the fact that it did not contain the number of CEUs.

### **Substantive review, discussion, and vote regarding the applications for licenses as follows**

#### **a. Initial applications**

Robert Grimes	Elisa Guerra	Ana Maguin	
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Michael Nesbitt moved to approve the initial licenses. Jennifer Fadeley seconded the motion and it passed 3-0.

#### **b. Renewal applications**

Elizabeth Franklin	Donna Gerakos	Michelle Grover	George Hackett
Troy Hanzal	Jennifer Harpest	Andrea Harvey	Michael Hilditch
Kellie Huxel	Heidi Jannenga	Amy Jennings	Sara Johnson
Frank Jones	Zachary Jones	Lauren Keel	Robert Klassen
Mark Kyger	Cassandra Lanning	Candace Leach	Whitney Lee
Gary Lennox	Christen Lolley	Andrew Panagopoulos	Amanda Snyder

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After a brief discussion regarding the number of individuals who needed Board review, it was determined that the Board would first address those applicants with no issues. Therefore, Jennifer Fadeley moved to approve the applications for Troy Hanzal through Christen Lolley. Michael Nesbitt seconded the motion and it passed 3-0.

The first discussion revolved around the application of Elizabeth Franklin. Jennifer Fadeley moved to approve the application. Michael Nesbitt seconded the motion and it passed 3-0. Michael Nesbitt next moved to open a complaint against Ms. Franklin which was seconded by Jennifer Fadeley and passed 3-0. Michael Nesbitt then moved to issue a confidential advisory letter to Ms. Franklin stressing the importance of timely renewal which was seconded by Jennifer Fadeley and passed 3-0.

The next Board review was that of Donna Gerakos. Jennifer Fadeley moved to approve the renewal application which was seconded by Michael Nesbitt and passed 3-0. Jennifer Fadeley next moved to open a complaint against Ms. Gerakos which was seconded by Michael Nesbitt and passed 3-0. The Board then discussed its concern regarding Ms. Gerakos' statement that she had not practiced but that her signature stated that she was the clinical coordinator and an assistant professor. These titles lead the Board to believe that Ms. Gerakos may have actually been practicing. A phone call was placed to Ms. Gerakos who again maintained that she had not been practicing however during the conversation she disclosed that she was teaching an introductory class in athletic training and that she was also teaching an advanced athletic training course designed to prepare the students for certification. This constitutes practicing and therefore Michael Nesbitt moved to issue a confidential advisory letter to Ms. Gerakos that would include the need to be timely with renewal and that she needs to be aware that under State law the work she described does constitute practicing athletic training. The motion was seconded by Jennifer Fadeley and passed 3-0.

Andrew Panagopoulos was next reviewed by the Board. Mr. Panagopoulos stated that he was not practicing as he had opened a business as a massage therapist but was now going to again practice as an athletic trainer. Michael Nesbitt moved to approve his renewal application. Jennifer Fadeley seconded the motion and it passed 3-0.

Amanda Snyder was the next renewal discussed. Ms. Snyder had been practicing athletic training in the state of California but was anticipating returning to Arizona and therefore desired to renew her application. Jennifer Fadeley moved to approve the application. The motion was seconded by Michael Nesbitt and passed 3-0.

**c. Renewal applications: (continued practice without current license)**

The Board reviewed the renewal application of Michelle Grover who stated that she practiced without her license for 7 days. Jennifer Fadeley moved to approve the renewal application and Michael Nesbitt seconded the motion. It passed 3-0 Next Jennifer Fadeley moved to open a complaint against Ms. Grover which was seconded by Michael Nesbitt and passed 3-0. After some discussion the Board requested that the Executive Director send a letter to Ms. Grover requesting that she appear at the next Board meeting and that she bring all supporting documentation relating to her statements in her letter of explanation.

The next applicant discussed was George Hackett. Mr. Hackett hand carried his application to the office and staff advised him that he could not practice until his license was renewed. Mr.

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Hackett confirmed in writing that he did not practice from 4-1-10 to 4-5-10 and also confirmed on the phone to Board staff that he had been told he could not practice. Subsequent to this the Board office received a complaint that asserts that Mr. Hackett has been practicing and also confirms that he told his office that he could not practice. After careful consideration of these facts and conferring with legal counsel, the Board determined that it would be in the best interest of the profession to postpone the approval of Mr. Hackett's application until the Board heard the complaint in June. Jennifer Fadeley moved to postpone the approval of Mr. Hackett's application until June. The motion was seconded by Michael Nesbitt and passed 3-0. Board staff was directed to send a letter to Mr. Hackett advising him of the Board's determination and to assure that a copy was sent to his employer.

**Review, discussion and Possible Action – Other Business**

**a. Sunrise – update –**

The Executive Director stated that all three athletic training bills had been passed, signed and chaptered. They will become law 90 days after the legislature sine dies. She was unable to confirm if the legislative session ended last week but was going to pursue this upon return to the office. The Board then discussed the need to begin work on the rules so that when the bills became law the Board would be ready to start the formal rule making process. It was determined that it would also be good to have some outside input into the process. Michael Nesbitt moved to invite Matthew Webber and Scott Linaker to participate in this preliminary scoping of the rules. Jennifer Fadeley seconded the motion and it passed 3-0. The Executive Director was asked to be sure the invitation were extended.

**Review, Discussion and Possible Action on Administrative Matters**

**a. Revenue and Expenditure Report**

There was nothing remarkable to discuss regarding the budget. Mr. Nesbitt asked the status of the file cabinets. The Executive Director stated that she was watching the budget and when there was an indicator that there would be sufficient funds to make the purchase it would be done. She also stated that she was checking with surplus property for possibilities as well as she had found a less expensive source for the 2 drawer cabinet. But no purchase would be made until it was certain that funds were available to do so.

**b. Review of Administrative Project Status**

There was an acknowledgement that the documentation process for sunset and sunrise continues to provide for future occasions.

Michael Nesbitt had asked that a liaison to AzATA be discussed which ensued at this time. There were several pros and cons mentioned the most convincing being that of avoiding miscommunications during any legislative action in the future. The difficulty lies in finding someone who understands the roll and that they are not the voice of the Board and cannot make policy or determinations for the Board. A couple individuals were named as possibilities and it was determined that this topic would be carried forward to the next Board meeting.

**c. Future agenda items –**

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1. Liaison to AzATA

**Call to the Public**

A call to the public was made and at that time staff requested that the Chairs of both Boards meet with staff in the near future. Ms. White agreed and directed staff to make the arrangements.

**Adjournment**

There being no further business before the Board, Jennifer Fadeley moved to adjourn the meeting. The motion was seconded by Michael Nesbitt. The meeting adjourned at 11:25 a.m.

Respectfully submitted,

Wendy H. Hammon  
Executive Director